

# Notice of Allowability

Application No.

10/030,426

Examiner

Daniel S. Metzmaier

Applicant(s)

YASUDA ET AL.

Art Unit

1712

## -- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 09 September 2003 and interview of 09 October 2003.
2. ☒ The allowed claim(s) is/are 1,13-17 and 20-25.
3. ☒ The drawings filed on 09 September 2003 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All   b) ☐ Some\*   c) ☐ None   of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

5. ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
  - (a) ☐ The translation of the foreign language provisional application has been received.
6. ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application. **THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

7. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
8. ☐ CORRECTED DRAWINGS must be submitted.
  - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
    - 1) ☐ hereto or 2) ☐ to Paper No. \_\_\_\_\_.
  - (b) ☐ including changes required by the proposed drawing correction filed \_\_\_\_\_, which has been approved by the Examiner.
  - (c) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No. \_\_\_\_\_.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet.

9. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

## Attachment(s)

- |  |  |
|--|--|
| 1 <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)                             | 2 <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)                 |
| 3 <input checked="" type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)         | 4 <input checked="" type="checkbox"/> Interview Summary (PTO-413), Paper No. <u>1003</u> . |
| 5 <input type="checkbox"/> Information Disclosure Statements (PTO-1449), Paper No. _____               | 6 <input checked="" type="checkbox"/> Examiner's Amendment/Comment                         |
| 7 <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit of Biological Material | 8 <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance        |
|  | 9 <input type="checkbox"/> Other   |

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**EXAMINER'S AMENDMENT**

Claims 1, 13-17 and 20-25 are allowed.

***Drawings***

1. The drawings were received on September 9, 2003. These drawings are acceptable.

***Examiner's amendment***

2. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Jeffrey Wyand on October 9, 2003.

The application has been amended as follows:

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*In the specification*

Page 35, line 1; before "a heat treatment" insert - - to - -.

*End of specification amendments*

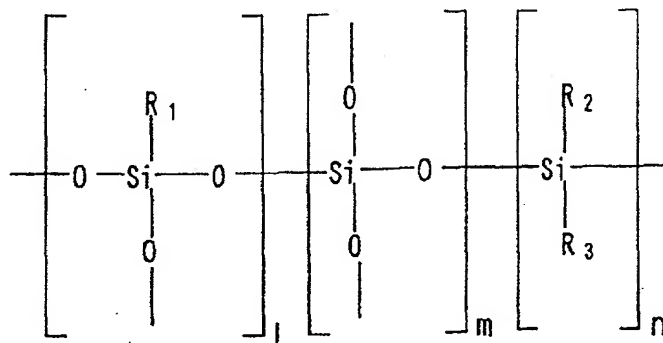
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*In the claims*

Cancel claim 18 and claim 19.

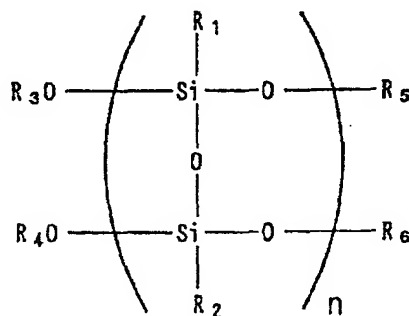
Insert new claims 24 and 25.

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24. (New) The airflow sensor according to claim <sup>4</sup>15, wherein the resin film is a cured film of a silicone polymer represented by the general formula



wherein R<sub>1</sub>, R<sub>2</sub>, and R<sub>3</sub> may be the same or different, are selected from the group consisting of an aryl group, a hydrogen atom, an aliphatic alkyl group, a hydroxyl group, a trialkylsilyl group, and a functional group having an unsaturated bond, l, m, and n are integers and l + m + n ≥ 1, and the silicone polymer has a weight-average molecular weight of not less than 1,000.

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25. (New) The air flow sensor according to claim <sup>4</sup>15, wherein the film is a cured film of a silicone polymer represented by the general formula



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wherein  $R_1$  and  $R_2$  may be the same or different, and are selected from the group consisting of an aryl group, a hydrogen atom, an aliphatic alkyl group, and a functional group having an unsaturated bond,  $R_3$ ,  $R_4$ ,  $R_5$ , and  $R_6$  may be the same or different, and are selected from the group consisting of a hydrogen atom, an aryl group, an aliphatic alkyl group, a trialkylsilyl group, and a functional group having an unsaturated bond, and  $n$  is an integer and at least 1, and the silicone polymer has a weight-average molecular weight of not less than 1,000.

*End of claim amendments*

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Said amendment corrects the torn specification page 34 and is supported in applicants' response filed April 15, 2003, at page 9, first full paragraph, and page 34 of the specification filed therewith.

Claims 24 and 25 replace claims 18 and 19 and correct the transposition of the chemical formula in claims 18 and 19 and to change the dependency of replacement claim 24 from 17 to independent claim 15.

***Reasons for allowance***

3. The following is an examiner's statement of reasons for allowance: the drawing page filed September 9, 2003 obviates the drawing issue. The amendments make claim 1 free of the prior art. Attention is directed to paragraphs 8-10 of the last office action, dated August 1, 2003. The newly cited art are references cited as A references in the foreign search report and merely show the state of the art.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."


***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Daniel S. Metzmaier whose telephone number is (703) 308-0451. The examiner can normally be reached on 9:00 AM to 5:30 PM.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Robert Dawson can be reached on (703) 308-2340. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0661.

  
**Daniel S. Metzmaier**  
**Primary Examiner**  
**Art Unit 1712**

DSM